

AMENDED IN SENATE APRIL 21, 2003

AMENDED IN SENATE APRIL 8, 2003

**SENATE BILL**

**No. 833**

**Introduced by Senator Machado**

February 21, 2003

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An act to add Section 6533 to the Government Code; *and to amend Section 1011.5 of, and to add Article 7 (commencing with Section 75939.5) to Chapter 2 of Part 10 of Division 21 of, the Water Code, and to add Section 24.5 to Chapter 819 of the Statutes of 1971, relating to water. 1011.5 of the Water Code, relating to water.*

LEGISLATIVE COUNSEL'S DIGEST

SB 833, as amended, Machado. Eastern Water Alliance Joint Powers Agency.

(1) Existing law authorizes public agencies to enter into joint powers agreements.

This bill would authorize the Eastern Water Alliance Joint Powers Agency, by ordinance, to adopt a procedure for issuing permits for the exportation of any groundwater from that portion of the groundwater basin that underlies the boundaries of the joint powers agency. The bill would provide that after the date of the adoption of the ordinance, any ordinance adopted by San Joaquin County or the San Joaquin County Flood Control and Water Conservation District governing the extraction or exportation of groundwater would not apply within the boundaries of the joint powers agency regardless of the date of adoption.

The bill would authorize the joint powers agency to grant funds to a member public agency for the purposes of assisting that public agency

in acquiring water if the board determines that that water supply will benefit the groundwater basin as a whole and that that public agency would otherwise be unable to acquire that water. The bill would authorize the Board of Supervisors of San Joaquin County to grant to the joint powers agency funds from the county general fund or Zone 2 of the San Joaquin County Flood Control and Water Conservation District that are available to carry out any purposes of the joint powers agency for which the county is authorized to expend funds.

The bill would authorize the joint powers agency to impose annually a plan implementation charge on landowners within its boundaries for the property related service received from improved groundwater management and planning, and for improved groundwater levels and availability, provided by the joint powers agency for the purposes of initiating, carrying out, and completing the powers, projects, and purposes of the joint powers agency. The bill would provide for the collection of the charge, at the option of the joint powers agency, by the county or the joint powers agency. Because the bill would authorize the joint powers agency to establish collection duties on the county to collect the charge, the bill would impose a state-mandated local program.

(2) Existing law declares that when a holder of an appropriative right fails to use water as a the result of conjunctive use of surface water and groundwater involving the substitution of an alternative supply for the unused portion of the surface water, any cessation of use of that appropriated water is deemed to be a reasonable and beneficial use of water to the extent of that cessation and to the extent that the appropriated water is put to reasonable and beneficial use. Existing law, until January 1, 2007, authorizes the substitution of the alternate supply, for the purposes of that provision, to be made from the Eastern San Joaquin County Basin if certain requirements are met.

This bill would make that provision relating to the Eastern San Joaquin County Basin operative indefinitely.

~~(3) The bill would add certain land to the territory of the North San Joaquin Water Conservation District, the Central San Joaquin Water Conservation District, and the Stockton East Water District. The bill would require each of those districts to adjust their division boundaries, thereby imposing a state-mandated local program.~~

~~(4) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that~~



~~reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.~~

*(3) The bill would declare that, due to the unique circumstances pertaining to the Eastern Water Alliance Joint Powers Agency that the bill is intended to remedy, a general statute within the meaning of specified provisions of the California Constitution cannot be made applicable and a special statute is necessary.*

*(4) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.*

*This bill would provide that no reimbursement is required by this act for a specified reason.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. The Legislature finds and declares all of the  
2 following:

3 (a) The problems associated with providing for the  
4 management of the Eastern San Joaquin County Groundwater  
5 Basin and the related provision of supplemental water supplies are  
6 peculiar to that area and public agencies overlying that basin have  
7 joined together to form the Eastern Water Alliance Joint Powers  
8 Agency.

9 (b) Legislation is needed to supplement the existing authority  
10 of member public agencies to allow the Eastern Water Alliance  
11 Joint Powers Agency to exercise powers to coordinate efforts to  
12 replenish and manage that critically overdrafted basin.

13 (c) With additional powers granted by the enactment of the act  
14 adding this section, the Eastern Water Alliance Joint Powers  
15 Agency will be able to do, among other things, all of the following:

1 (1) Provide opportunity for economic development within San  
2 Joaquin County by securing reliable future water supplies.

3 (2) Protect the natural resources within its boundaries and  
4 restore and enhance the environment, including the long-term  
5 protection of the basin.

6 (3) Develop and adopt a master plan designed to balance the use  
7 and enhancement of the basin through conjunctive management.

8 (4) Prepare a joint groundwater management plan for the  
9 member public agencies.

10 (5) Secure new and protect existing surface water rights  
11 required by its members for the implementation of the master plan.

12 (6) Apply for and obtain financing to proceed with projects  
13 identified in the master plan.

14 (7) Provide assistance to, supervise the construction of, and  
15 manage the operation of, facilities identified in the master plan for  
16 the benefit of its members.

17 (8) Develop and manage a groundwater bank in accordance  
18 with the master plan.

19 SEC. 2. Section 6533 is added to the Government Code, to  
20 read:

21 ~~(a)~~

22 6533. (a) The Eastern Water Alliance Joint Powers Agency,  
23 by ordinance, may adopt a procedure for issuing permits for the  
24 exportation of any groundwater from that portion of the  
25 groundwater basin that underlies the boundaries of the Eastern  
26 Water Alliance Joint Powers Agency. The procedure shall identify  
27 the quantity of groundwater that may be exported and the  
28 conditions of that export.

29 (b) After the date of the adoption of the ordinance pursuant to  
30 subdivision (a), any ordinance adopted by San Joaquin County or  
31 the San Joaquin Flood Control and Water Conservation District  
32 governing the extraction or exportation of groundwater shall not  
33 apply within the boundaries of the joint powers agency regardless  
34 of the date of adoption.

35 (c) After the date of the adoption of the ordinance pursuant to  
36 subdivision (a), Section 1220 *of the Water Code* does not apply to  
37 actions of the joint powers agency to permit the extraction and  
38 exportation of groundwater.

39 (d) The board *of directors* of the joint powers agency may grant  
40 available funds to a member public agency for the purposes of

1 assisting that public agency in acquiring water if the board  
2 determines that that water supply will benefit the groundwater  
3 basin as a whole and that that public agency would otherwise be  
4 unable to acquire that water.

5 (e) For the purpose of supplementing the general operating  
6 revenues of the joint powers agency, upon the request of the board  
7 of the joint powers agency, the Board of Supervisors of San  
8 Joaquin County may grant to the joint powers agency funds from  
9 the county general fund or Zone 2 of the San Joaquin County Flood  
10 Control and Water Conservation District that are available to carry  
11 out any purpose of the joint powers agency for which the county  
12 is authorized to expend funds.

13 (f) The joint powers agency shall deposit any county funds  
14 received pursuant to subdivision (e) in a separate account, and  
15 upon request of the county, shall demonstrate that all expenditures  
16 made from that account are being used only to carry out the  
17 purposes of the joint powers agency.

18 (g) Subject to Article XIII D of the California Constitution, the  
19 joint powers agency may impose a plan implementation charge, in  
20 accordance with this subdivision, on landowners within its  
21 boundaries for the property related service received from  
22 improved groundwater management and planning, and for  
23 improved groundwater levels and availability, provided by the  
24 joint powers agency. This plan implementation charge shall be a  
25 charge for water subject to the procedures and requirements set  
26 forth in subdivisions (a) and (b) of Section 6 of Article XIII D, as  
27 follows:

28 (1) Each year the board of directors of the joint powers agency  
29 may fix a plan implementation charge for the purpose of paying the  
30 costs of initiating, carrying out, and completing any of its powers,  
31 projects, and purposes. Plan implementation charges may not  
32 exceed the annual cost of carrying out the powers, projects, and  
33 purposes of the joint powers agency. The board of directors may  
34 also use multiyear budgeting to determine the plan  
35 implementation charges for up to five years and adopt a schedule  
36 of charges for this time period.

37 (2) Before imposing plan implementation charges, the board of  
38 directors of the joint powers agency shall identify the parcels of  
39 land within the joint powers agency to be benefited by activities  
40 of the joint powers agency, the need for plan implementation

1 charges for the purpose of paying the costs of these activities, and  
2 the amount of charges to be imposed on each parcel. The amount  
3 of the charge upon any parcel may not exceed the proportional cost  
4 of the service and improvements attributable to the parcel. The  
5 agency shall provide written notice of the plan implementation  
6 charge and conduct a public hearing as provided in subdivision (a)  
7 of Section 6 of Article XIII D of the California Constitution. The  
8 agency may not impose the plan implementation charge if written  
9 protests against the charge are presented by a majority of the  
10 owners of the identified parcels upon which the charge will be  
11 imposed.

12 (3) The plan implementation charge, at the option of the joint  
13 powers agency, may be collected on the tax rolls of the county in  
14 the same manner, by the same persons, and at the same time as,  
15 together with and not separate from, county ad valorem property  
16 taxes. In lieu of that option, the joint powers agency shall collect  
17 plan implementation charges at the same time, together with  
18 penalties and interest at the same rates as is prescribed for the  
19 collection of county ad valorem property taxes.

20 (4) The amount of an unpaid plan implementation charge,  
21 together with any penalty and interest thereon, shall constitute a  
22 lien on that land as of the same time and in the same manner as does  
23 the tax lien securing county ad valorem property taxes.

24 (5) In lieu of a plan implementation charge being imposed on  
25 parcels within the boundaries of any individual member of the  
26 joint power agency, any member of the joint powers agency may  
27 determine by resolution to make payment to the joint powers  
28 agency of funds in an amount equal to the amount that would be  
29 raised by imposition of the plan implementation charge within the  
30 boundaries of that member, to be paid at the same time that the plan  
31 implementation charge would be collected if imposed.

32 (h) For the purposes of this section, “joint powers agency”  
33 means the Eastern Water Alliance Joint Powers Agency.

34 SEC. 3. Section 1011.5 of the Water Code, as added by  
35 Section 2 of Chapter 779 of the Statutes of 1992, is amended to  
36 read:

37 1011.5. (a) The Legislature hereby finds and declares that the  
38 growing water needs of the state require the use of water in an  
39 efficient manner and that the efficient use of water requires  
40 certainty in the definition of property rights to the use of water. The



Legislature further declares that it is the policy of this state to encourage conjunctive use of surface water and groundwater supplies and to make surface water available for other beneficial uses. The Legislature recognizes that the substantial investments that may be necessary to implement and maintain a conjunctive use program require certainty in the continued right to the use of alternate water supplies.

(b) When any holder of an appropriative right fails to use all or any part of the water as a result of conjunctive use of surface water and groundwater involving the substitution of an alternate supply for the unused portion of the surface water, any cessation of, or reduction in, the use of the appropriated water shall be deemed equivalent to a reasonable and beneficial use of water to the extent of the cessation of, or reduction in, use, and to the same extent as the appropriated water was put to reasonable and beneficial use by that person. No forfeiture of the appropriative right to the water for which an alternate supply is substituted shall occur upon the lapse of the forfeiture period applicable to water appropriated pursuant to the Water Commission Act or this code or the forfeiture period applicable to water appropriated prior to December 19, 1914.

The state board may require any holder of an appropriative right who seeks the benefit of this section to file periodic reports describing the extent and amount of the reduction in water use due to substitution of an alternate supply. To the maximum extent possible, the reports shall be made a part of other reports required by the state board relating to the use of water. Failure to file the reports shall deprive the user of water of the benefits of this section.

(c) (1) For the purposes of this section, and subject to paragraph (2), substitution of an alternate supply may be made only if the extraction of the alternate supply meets all of the following conditions:

(A) Is from a groundwater basin for which the operating safe yield is not exceeded prior to the extraction of the alternate supply.

(B) Does not cause the operating safe yield of the groundwater basin from which the alternate supply is obtained to be exceeded.

(C) Conforms to all requirements imposed pursuant to any adjudication of the groundwater basin.

(D) Is consistent with any applicable groundwater management plan.

1 (E) Is approved by the water supplier whose service area the  
2 water is to be transferred from, if the groundwater basin has not  
3 been adjudicated or if a groundwater management plan has not  
4 been adopted.

5 (2) For the purposes of this section, substitution may also be  
6 made if the extraction of the alternate supply is from the Eastern  
7 San Joaquin County Basin, as described on pages 38 and 39 of the  
8 Department of Water Resources Bulletin No. 118-80, for which  
9 the operating safe yield is exceeded prior to the extraction of the  
10 alternate supply, if all of the following requirements are met:

11 (A) The conjunctive use program is operated in accordance  
12 with a local groundwater management program that complies with  
13 the requirements of this section.

14 (B) The groundwater management program establishes  
15 requirements for the extraction of groundwater and is approved by  
16 a joint powers authority that meets the requirements of  
17 subparagraph (C).

18 (C) The joint powers authority includes each water agency  
19 overlying the contemplated points of groundwater extraction and  
20 each water agency that will share in the benefits to be derived from  
21 the local groundwater management program.

22 (D) By either of the following methods, the overdraft of the  
23 groundwater basin underlying the point of extraction has been  
24 reduced prior to the commencement of extraction:

25 (i) Elimination of a volume of existing groundwater  
26 extractions in excess of the proposed new extraction.

27 (ii) Recharge of the groundwater basin with a volume of water  
28 in excess of the proposed new extraction.

29 (E) The operation of that conjunctive use program ensures that  
30 the overdraft of the groundwater basin continues to be reduced.

31 (d) Water, or the right to the use of water, the use of which has  
32 ceased or been reduced as the result of conjunctive use of surface  
33 water and groundwater involving substitution of an alternate  
34 supply, as described in subdivisions (b) and (c), may be sold,  
35 leased, exchanged, or otherwise transferred pursuant to any  
36 provision of law relating to the transfer of water or water rights,  
37 including, but not limited to, provisions of law governing any  
38 change in point of diversion, place of use, and purpose of use due  
39 to the transfer.

(e) As used in this section, “substitution of an alternate supply” means replacement of water diverted under an appropriative right by the substitution of an equivalent amount of groundwater.

(f) This section does not apply to the Santa Ana River watershed.

(g) This section does not apply in any area where groundwater pumping causes, or threatens to cause, a violation of water quality objectives or an unreasonable effect on beneficial uses established in a water quality control plan adopted or approved by the state board pursuant to, and to the extent authorized by, Section 13170 or 13245, which designates areas where groundwater pumping causes, or threatens to cause, a violation of water quality objectives or an unreasonable effect on beneficial uses.

(h) This section shall not be construed to increase or decrease the jurisdiction of the state board over groundwater resources, or to confer on the state board jurisdiction over groundwater basins over which it does not have jurisdiction pursuant to other provisions of law.

(i) This section shall become operative on January 1, 2007.

~~SEC. 4. Article 7 (commencing with Section 75939.5) is added to Chapter 2 of Part 10 of Division 21 of the Water Code, to read:~~

~~Article 7. District Boundary Changes~~

~~75939.5. (a) All of the land in San Joaquin County within the following described boundaries is added to the territory of the North San Joaquin Water Conservation District:~~

~~Beginning at the quarter corner common to Sections 2 and 3, Township 4 North, Range 7 East; Mount Diablo Base and Meridian; thence westerly along the east and west half section line of Sections 3 and 4 to the center of Section 4, Township 4 North, Range 7 East; thence southerly to the south quarter corner of said Section 4; thence westerly along the south line of Sections 4, 5, and 6, to the southwest corner of said Section 6; thence northerly to the quarter corner common to Section 6, Township 4 North, Range 7 East and Section 1, Township 4 North, Range 6 East, Mount Diablo Base and Meridian; thence continuing west along the east and west half section line of Sections 1, 2, and 3, to the center of Section 3, Township 4 North, Range 6 East, Mount Diablo Base~~

1 and Meridian; thence southerly along the north and south half  
2 section line of Sections 3, 10, 15, 22, and 27, of said Township 4  
3 North, Range 6 East, to its intersection with the South line or left  
4 bank of Mokelumne River; thence following said left bank  
5 downstream 11 miles, more or less, to its intersection with the  
6 centerline of Dry Creek, which is also the boundary between San  
7 Joaquin and Sacramento Counties; thence easterly along the said  
8 Sacramento/San Joaquin Counties boundary 25 miles, more or  
9 less, to the boundary between Sacramento, Amador, and San  
10 Joaquin Counties; thence southerly along the said Amador/San  
11 Joaquin Counties boundary 5 miles, more or less, to the  
12 intersection of the boundaries of Amador, Calaveras and San  
13 Joaquin Counties; thence continuing southerly along the boundary  
14 between Calaveras and San Joaquin Counties 10 miles, more or  
15 less, to its intersection with the south line of the south half of  
16 Section 25, Township 3 North, Range 9 East; thence west along  
17 said north line, and continuing west along the north lines of the  
18 south half of Sections 26, 27, 28, 29, and 30, of Township 3 North,  
19 Range 9 East, and continuing west along the north lines of the  
20 south half of Sections 25, 26, 27, 28, and 29, of Township 3 North,  
21 Range 8 East, 10 miles, more or less, to the center of Section 29,  
22 Township 3 North, Range 8 East, said center of Section 29 being  
23 the center of Tully Road; thence northerly along the north and  
24 south half section line of Sections 29 and 20, Township 3 North,  
25 Range 8 East, being also along the Tully Road to the north quarter  
26 corner of Section 20, Township 3 North, Range 8 East; thence  
27 westerly along the north line of said Section 20 being along Harney  
28 Lane to the northwest corner of said Section 20; thence northerly  
29 along the easterly line of Sections 18, 7, and 6, Township 3 North,  
30 Range 8 East (being along Tully Road), to the northeast corner of  
31 said Section 6; thence westerly along the northerly line of said  
32 Section 6 about 49.2 ———, more or less, to a point in line of fence  
33 running northerly; thence northerly along a fence line running  
34 through Divisions 10 and 13 and along the west line of Division  
35 16 of D. J. Locke Est. to a point in the westerly production of the  
36 south property line of land conveyed to N. C. and Minnie L. Cole  
37 by deed recorded February 17, 1942, in Book of Official Records,  
38 Volume 762, Page 406, San Joaquin County Records; thence  
39 easterly along the westerly production of and along the south  
40 property line of said Cole property 1,218.5 feet more or less to the



1 west line of Tully Road (formerly Brumi); thence southeasterly  
2 along the westerly line of Tully Road to the east and west half  
3 section line of Section 31, Township 4 North, Range 8 East, Mount  
4 Diablo Base and Meridian; thence easterly along said half section  
5 line to the southeast corner of the northeast quarter of said Section  
6 31; thence following the boundaries of the Mokelumne River  
7 Irrigation District North  $0^{\circ} 47'$  East 1,233 feet, south  $89^{\circ} 55'$  west  
8 1,312 feet, north  $10^{\circ}$  east 3,708 feet to the north line of the San  
9 Joaquin and Sierra Nevada R. R. Reservation; thence south  $55^{\circ} 0'$   
10 west along said railroad reservation line 19,213 feet; thence north  
11  $40^{\circ} 40'$  east (should be west) 1,600 feet more or less to the eastern  
12 boundary of the northwest quarter of southwest quarter of Section  
13 30 of said Township 4 North, Range 8 East; thence southerly 540  
14 feet more or less to the southeasterly corner of Lot 12 of Block 1  
15 of the Town of Lockeford as it is of record in the County of San  
16 Joaquin State of California; thence northerly along the eastern  
17 boundary of said Lot 12, 138.5 feet to its northeastern corner;  
18 thence westerly 117.25 feet to the northwesterly corner of said Lot  
19 12; thence southerly 60 feet along the western boundary of said Lot  
20 12; thence westerly in line with and along the northern boundary  
21 of the 20 foot alley, lying north of Block 1, crossing Oak Street and  
22 continuing along Block 2, crossing Bush Street, and continuing  
23 along Block 3, 75 feet to its northwesterly corner, being also the  
24 northwesterly corner of Lot 11 of said Block 3; thence continuing  
25 along the same course 100 feet; thence southerly at right angles to  
26 the last course and parallel to the western line of said Lot 11, 180  
27 feet to the northerly line of Church Street in said town; thence  
28 westerly along the northerly line of Church Street 175 feet to a  
29 point northerly from and in line with the easterly line of Lot 1  
30 Block 9; thence southerly crossing Church Street and along the  
31 easterly line of said Lot 1 to its southeasterly corner; thence  
32 westerly along the southern boundary of Lots 1 and 2 of said Block  
33 9 to the southwest corner of said lot 2; thence southerly crossing  
34 the alley and along the eastern line of Lot 10 to its southeasterly  
35 corner; thence westerly along the south line of said Lots 10 and 9  
36 to its southwest corner; thence northerly along the westerly  
37 line of Lot 9, to and continuing across the alley to the southeasterly  
38 corner of Lot 5 of said Block 9; thence westerly along the southern  
39 boundary of Lots 5 and 6; thence northerly along the westerly  
40 boundary of Lot 6; thence easterly along the northerly line of Lots

1 ~~6, 5, and 4, to the northeasterly corner of said Lot 4; thence~~  
2 ~~northerly across Church Street to the southwesterly corner of Lot~~  
3 ~~7 of Block 4; thence northerly along the western boundary of Lot~~  
4 ~~7, 100 feet; thence westerly crossing a 20 foot alley to the~~  
5 ~~southeasterly corner of Lot 4 of said Block 4 and continuing~~  
6 ~~westerly to its southwesterly corner; thence northerly along the~~  
7 ~~westerly line of Lots 4, 3, 2, and 1, of said Block 4; thence~~  
8 ~~continuing in the same course 60 feet; thence north 310.0 feet;~~  
9 ~~north  $42^{\circ} 0'$  west 90.0 feet, south  $75^{\circ} 0'$  west 279.7 feet to the~~  
10 ~~northerly line of Locust Street (continued); thence south  $50^{\circ} 0'$~~   
11 ~~west 60 feet, south  $40^{\circ} 0'$  east 810 of Church Street in said Town~~  
12 ~~of Lockeford; thence westerly along the north line of Church~~  
13 ~~Street 225 feet more or less to the easterly line of Cotton Street;~~  
14 ~~thence northerly along the eastern line of said Cotton Street 110~~  
15 ~~feet; thence westerly 60 feet to the northeasterly corner of Lot 12~~  
16 ~~of Block 5 and continuing westerly along the northern boundary~~  
17 ~~of Lots 12, 11, 10, 9, 8, and 7, of said Block 5; thence southerly~~  
18 ~~along the western boundary of said Lot 7, 110 feet to its~~  
19 ~~southwesterly corner, thence westerly at right angles to last course~~  
20 ~~25 feet; thence southwesterly 66 feet to a point in line with the~~  
21 ~~northern boundary of Block 7 of said town and distant westerly 50~~  
22 ~~feet from its northwesterly corner; thence southerly 110 feet along~~  
23 ~~the western side of Walnut Street in said town; thence westerly~~  
24 ~~along the northerly line of the alley lying northerly of the Lots 12,~~  
25 ~~11, 10, 9, 8, and 7, of Block 6 of said town, a distance of 241 feet~~  
26 ~~more or less; thence southwesterly 125 feet, more or less, to the~~  
27 ~~section line common to Sections 25 and 31 (should be 36) of~~  
28 ~~Township 4, North Range 7 East; thence south  $20^{\circ} 20'$  west 623~~  
29 ~~feet along the northwesterly line of the alley in Block 1 of the River~~  
30 ~~View Addition to the said Town of Lockeford as the same is of~~  
31 ~~record in said County of San Joaquin; thence southeasterly~~  
32 ~~crossing said alley, and along long the line common to Lots 9 and~~  
33 ~~10 in said Block 1, 172 feet more or less to the northern line of the~~  
34 ~~Stockton Road, which lies north and parallel to San Joaquin and~~  
35 ~~Sierra Nevada Railroad; thence south  $55^{\circ} 0'$  west along the~~  
36 ~~northern line of said Stockton Road to the eastern boundary of the~~  
37 ~~cemetery as defined in Deeds, Recorded in Book "A" Deeds~~  
38 ~~Volume 18, Page 283, Book "A" Deeds, Volume 57, Page 515 and~~  
39 ~~Book "A" Deeds, Volume 77, Page 147; thence leaving said~~  
40 ~~Mokelumne River Irrigation District boundary line and continuing~~

~~south 55° 00' west to the south line of Section 35, Township 4 North, Range 7 East, Mount Diablo Base and Meridian; thence westerly along the south line of said Section 35 to the southwest corner of the southeast quarter of said Section 35; thence northerly along the westerly line of said cemetery to the northwest corner thereof; thence following the boundary of the Mokelumne River Irrigation District, north along the western boundary of the east half of said Section 35, to the southwest corner of the northeast quarter of said Section 35; thence north along the west line of said northeast quarter of Section 35, 2,025 feet more or less to the center of the channel of the Mokelumne River; thence upstream in the approximate center of said Mokelumne River old channel and as modified by reclamations, north 69° 0' east 1,890 feet north 48° 0' east 750 feet, north 29° 0' east 540 feet, north 33° 0' west 1,575 feet, north 62° 0' east 360 feet more or less to the north line southeast quarter, Section 26; thence north 62° 0' East 330 feet, North 15° 0' west 600 feet, north 45° 0' east 660 feet, north 15° 0' east 1,440 feet more or less to the north line of Section 25; thence north 52° 0' east 1,305 feet more or less to the centerline of Acampo Road; thence in a general westerly direction following the meanders of the centerline of Acampo Road to the southwest corner of Section 23, Township 4 North Range 7 East, Mount Diablo Base and Meridian; thence northerly along the westerly line of Sections 23, 14, 11, and 2, Township 4 North, Range 7 East, Mount Diablo Base and Meridian to the point of beginning.~~

~~(b) Not later than July 1, 2004, the Board of Directors of the North San Joaquin Water Conservation District shall adjust the boundaries of each division within the district to include the land described in subdivision (a) within an existing division in accordance with applicable law.~~

~~75939.7.—(a) All of the land in San Joaquin County within the following described boundaries is added to the territory of the Central San Joaquin Water Conservation District:~~

~~(b) Not later than July 1, 2004, the Board of Directors of the Central San Joaquin Water Conservation District shall adjust the boundaries of each division within the district to include the land described in subdivision (a) within an existing division in accordance with applicable law.~~

~~SEC. 5.—Section 24.5 is added to Chapter 819 of the Statutes of 1971, to read:~~

1     Sec. 24.5.—(a) All of the land in San Joaquin County within  
2     the following described boundaries is added to the territory of the  
3     Stockton-East Water District:  
4     Addition North of Frazier Road between Tully and Clements  
5     Roads. Beginning at a point on the Stockton and East San Joaquin  
6     Water Conservation District boundary, now known as the Stockton  
7     East Water District, said point being the northeast corner of the  
8     southeast quarter of Section 29, Township 3 North, Range 8 East,  
9     Mount Diablo Base and Meridian; thence leaving the boundary of  
10    the Stockton East Water District, west along the half section line  
11    of Sections 28 and 27,  $1\frac{1}{3}$  miles, more or less, to a point on the  
12    Stockton East Water District boundary, said point being the  
13    northwest corner of the northeast quarter of the southeast quarter  
14    of Section 27, Township 3 North, Range 8 East, Mount Diablo  
15    Base and Meridian; thence along the Stockton East Water District  
16    boundary the following 11 courses, (1) southerly  $\frac{1}{8}$  mile, more or  
17    less, along the west line of the northeast quarter of the southeast  
18    quarter of said section to the southeast corner of the northeast  
19    quarter of the northwest quarter of the southeast quarter of said  
20    Section 27, (2) westerly  $\frac{1}{6}$  mile, more or less, along the south line  
21    of the northeast quarter of the northwest quarter of the southwest  
22    quarter of said section to the northwest corner of the east half of  
23    the southeast quarter of the northwest quarter of the southeast  
24    quarter of said Section 27, (3) southerly  $\frac{1}{8}$  mile, more or less,  
25    along the west line of the east half of the southeast quarter of the  
26    northwest quarter of the southeast quarter of said section to the  
27    southwest corner thereof, (4) westerly  $\frac{1}{16}$  mile, more or less,  
28    along the north line of the East half of the southwest quarter of the  
29    southeast quarter of said Section 27 to the northwest corner  
30    thereof, (5) southerly  $\frac{1}{4}$  mile, more or less, along the west line of  
31    the east half of the southwest quarter of the southeast quarter to the  
32    southwest corner thereof, (6) westerly  $\frac{7}{8}$  mile, more or less, along  
33    the north line of Sections 34 and 33, Township 3 North, Range 8  
34    East, Mount Diablo Base and Meridian to the northwest corner of  
35    the northeast quarter of said Section 33, (7) southerly  $\frac{1}{4}$  mile,  
36    more or less, along the west line of the northeast quarter of said  
37    section to the southwest corner thereof, and (8) westerly  $\frac{1}{4}$  mile,  
38    more or less, along the south line of the northwest quarter of the  
39    northeast quarter of said section to the southwest corner thereof,  
40    (9) northerly  $\frac{1}{4}$  mile, more or less, along the east line of the

1 northwest quarter of said Section 33 to the northeast corner of said  
2 northwest quarter, (10) westerly  $\frac{1}{2}$  mile, more or less, along the  
3 north line of said northwest quarter of the northwest corner  
4 thereof, (11) northerly  $\frac{1}{2}$  mile, more or less, along the east line of  
5 the southeast quarter of Section 29, Township 3 North, Range 8  
6 East to the northeast corner of said southeast quarter of Section 29,  
7 to the point of beginning, containing 529 acres more or less.

8 ~~North Boundary Addition between Clements and Sheldon~~  
9 ~~Roads. Beginning at a point on the Stockton and East San Joaquin~~  
10 ~~Water Conservation District boundary, now known as the Stockton~~  
11 ~~East Water District, said point being the northeast corner of the~~  
12 ~~northeast quarter of the southwest quarter of Section 27, Township~~  
13 ~~3 North, Range 8 East, Mount Diablo Base and Meridian, leaving~~  
14 ~~the boundary of the Stockton East Water District, west 7 miles,~~  
15 ~~more or less, along the half section line of Sections 26 and 25, of~~  
16 ~~Township 3 North, Range 8 East, and Sections 30, 29, 28, 27, and~~  
17 ~~26, of Township 3 North, Range 9 East to a point on the Stockton~~  
18 ~~East Water District boundary, said point being the northeast corner~~  
19 ~~of the northeast quarter of the southwest quarter of Section 26~~  
20 ~~Township 3 North, Range 9 East, Mount Diablo Base and~~  
21 ~~Meridian, along the Stockton East Water District boundary the~~  
22 ~~following 18 courses, (1) south  $\frac{1}{2}$  mile, more or less, to the~~  
23 ~~southwest corner of said Section 25, (2) west  $\frac{1}{2}$  mile, more or less~~  
24 ~~to the northwest corner of the northeast quarter of Section 35 of~~  
25 ~~Township 3 North, Range 9 East, (3) south  $\frac{1}{4}$  mile, more or less,~~  
26 ~~to the northeast corner of the south half of the northwest quarter~~  
27 ~~of said Section 35, (4) West  $\frac{1}{2}$  mile, more or less, to the northwest~~  
28 ~~corner of said south half of the northwest quarter of said Section~~  
29 ~~35, (5) south  $\frac{1}{4}$  mile, more or less, to the northeast corner of the~~  
30 ~~South half of Section 34, Township 3 North, Range 9 East, (6) west~~  
31  ~~$1\frac{1}{2}$  miles, more or less, to a point in the center of the Linden Road~~  
32 ~~at the center of Section 33, (7) westerly  $\frac{1}{2}$  mile, more or less,~~  
33 ~~along the center of said Linden Road to its intersection with the~~  
34 ~~west line of Section 33, Township 3 North, Range 9 East, (8) south~~  
35  ~~$\frac{1}{2}$  mile, more or less, along the west line of Section 33 to the~~  
36 ~~northeast corner of Section 5, Township 2 North, Range 9 East, (9)~~  
37 ~~West  $3\frac{1}{4}$  miles, more or less, along the north line of Sections 5 and~~  
38 ~~6, Township 2 North, Range 9 East, and the north line of Sections~~  
39 ~~1 and 2, Township 2 North, Range 8, East to the southwest corner~~  
40 ~~of the East half of Section 35, Township 3 North, Range 8 East,~~

1 (10) northerly  $\frac{3}{4}$  mile, more or less, along the westerly line of said  
2 east half of said Section 35 to the northeast corner of said  
3 southwest quarter of the northeast quarter of said Section 35, (11)  
4 westerly 418.3 feet along the north line of the southwest quarter  
5 of the northeast quarter of said Section 35, (12) northerly  $\frac{1}{4}$  mile,  
6 more or less, along a line parallel with, 418.3 feet westerly of,  
7 measured at right angles to the west line of the northeast quarter  
8 of said Section 35, (13) westerly 1,072.5 feet, more or less, along  
9 the north line of said Section 35 to the northwest corner of the east  
10 5 acres of the northeast quarter of the northwest quarter of said  
11 Section 35, (14) southerly along the west line of said 5-acre tract  
12 to intersection with the north line of the southeast quarter of the  
13 northwest quarter of said Section 35, (15) westerly along said  
14 north line to the northwest corner of the southeast quarter of the  
15 northwest quarter of said Section 35, (16) southerly 2,645 feet,  
16 more or less, along the west line of the east half of the west half of  
17 said Section 35 to the northeast corner of the southwest quarter of  
18 said Section 35, (17) westerly 1,324.5 feet, more or less, along the  
19 north line of the southwest quarter of said Section 35 to the  
20 northwest corner of said southwest quarter of said Section 35, (18)  
21 northerly to the point beginning being this said point at  $1\frac{1}{4}$  miles,  
22 more or less, along the east line of Sections 34 and 27, of Township  
23 3 North, Range 8 East, Mount Diablo Base and Meridian, and of  
24 the northeast corner of the southeast quarter of Section 27,  
25 Township 3 North, Range 8 East, Mount Diablo Base and  
26 Meridian, containing, 5,267 acres more or less.  
27 East Boundary Addition between District Road and the  
28 common San Joaquin Stanislaus County Line. Beginning at a point  
29 on the Stockton and East San Joaquin Water Conservation District  
30 boundary, now known as the Stockton East Water District, said  
31 point being on the common boundary of both San Joaquin and  
32 Stanislaus Counties, and the northeast corner of the southeast  
33 quarter of Section 36, Township 3 North, Range 9 East, Mount  
34 Diablo Base and Meridian, leaving the boundary of the Stockton  
35 East Water District, south  $6\frac{1}{2}$  miles, more or less, to the common  
36 section corner of Section 36, Township 2 North, Range 9 East,  
37 Section 31, Township 2 North, Range 10 East, Section 6,  
38 Township 1 North, Range 10 East, and Section 1, Township 1  
39 North, Range 9 East, Mount Diablo Base and Meridian, west 3  
40 miles, more or less, along the south line of Sections 36, 35, and 34,

1 to a point on the Central San Joaquin Water Conservation District  
2 boundary, said point being the section corner common the Sections  
3 33, Township 2 North, Range 9 East, Section 34, Township 2  
4 North, Range 9 East, Section 3, Township 1 North, Range 9 East,  
5 and Section 4, Township 1 North, Range 9 East, Mount Diablo  
6 Base and Meridian, along the Central San Joaquin Water  
7 Conservation District boundaries the following five courses, (1)  
8 west 1 mile, more or less, along the south line of Section 33,  
9 Township 2 North, Range 9 East, Mount Diablo Base and  
10 Meridian, to the southwest corner of said section, located on the  
11 centerline of Escalon-Bellota Road, (2) south  $\frac{1}{2}$  mile, more or  
12 less, along centerline of said road and the east line of Section 5,  
13 Township 1 North, Range 9 East, Mount Diablo Base and  
14 Meridian, to the northeast corner of the southeast quarter of said  
15 section, (3) west 1 mile, more or less, along the  $\frac{1}{2}$  section line of  
16 said Section 5 to the northeast corner of the southeast quarter of  
17 Section 6, Township 1 North, Range 9 East, Mount Diablo Base  
18 and Meridian, (4) north  $\frac{1}{2}$  mile, more or less along the east line  
19 of the said Section 6 to its northeast corner being at the centerline  
20 of Copperopolis Road, (5) west 2 miles, more or less, along the  
21 north line of Section 6, Township 1 North, Range 9 East, and  
22 Section 1, Township 1 North, Range 8 East, Mount Diablo Base  
23 and Meridian, to a point on the Stockton East Water District  
24 boundary, said point being a section corner common to Sections  
25 1 and 2, Township 1 North, Range 8 East, and Sections 25 and 36,  
26 Township 2 North, Range 8 East, Mount Diablo Base and  
27 Meridian, along the Stockton East Water District boundary the  
28 following 26 courses, (1) north  $\frac{1}{2}$  mile, more or less, along the  
29 center of Dietrich Road and the west line of the south half Section  
30 36 to the northwest corner of the said half section, Township 2  
31 North, Range 8 East, Mount Diablo Base and Meridian, (2) east  $\frac{1}{2}$   
32 mile, more or less, to the center of said Section 36, Township 2  
33 North, Range 8 East, Mount Diablo Base and Meridian, (3) north  
34 1 mile, more or less, to the center of Section 25, Township 2 North,  
35 Range 8 East, Mount Diablo Base and Meridian, (4) east 1 mile,  
36 more or less, along the south line of the northeast quarter of said  
37 Section 25 and along the South line of the northwest quarter of  
38 Section 30, Township 2 North, Range 9 East, to the center of said  
39 Section 30, (5) north  $2\frac{1}{2}$  miles, more or less, along the half section  
40 line running north and south through Sections 30, 19, and 18,

1 Township 2 North, Range 9 East to the southwest corner of the  
2 southeast quarter of Section 71, Township 2 North, Range 9 East,  
3 (6) east  $\frac{1}{2}$  mile, more or less, along the south line of said Section  
4 7 to the southeast corner thereof, (7) north  $\frac{1}{4}$  mile, more or less,  
5 along the east line of said Section 7 to the southwest corner of the  
6 northwest quarter of the southwest quarter of Section 8, Township  
7 2 North, Range 9 East, (8) east  $\frac{1}{4}$  mile, more or less, along the  
8 south line of said northwest quarter of the southwest quarter of said  
9 Section 8 to the centerline of the Escalon Bellota Road, (9) north  
10  $\frac{1}{4}$  mile, more or less, along said centerline of Escalon-Bellota  
11 Road to its intersection with the south line of the north half of said  
12 Section 8, (10) east  $\frac{3}{4}$  mile, more or less, along the south line of  
13 the north half of said Section 8 to the southeast corner of the north  
14 half of said Section 8, (11) north  $\frac{1}{4}$  mile, more or less, along the  
15 east line of Section 8 to the southwest corner of the northwest  
16 quarter of Section 9, Township 2 North, Range 9 East, (12) east  $\frac{1}{4}$   
17 mile, more or less, along the south line of the northwest quarter of  
18 Section 9 to the southeast corner thereof in the center of the  
19 Gilmore Road No. 616, (13) north along the quarter section line  
20 and along the center of said Gilmore Road No. 616, to a point 300  
21 feet southerly from the south line of Section 4, Township 2 North,  
22 Range 9 East, Mount Diablo Base and Meridian, (14) east 750 feet,  
23 (15) north 300 feet to a point on said south line of Section 4, (16)  
24 east along the south line of Section 4 to the southeast corner of the  
25 southwest quarter of said Section 4, (17) north  $\frac{1}{2}$  mile, more or  
26 less, along the east line of the southwest quarter of Section 4 to the  
27 center of said Section 4, (18) east  $\frac{1}{2}$  mile, more or less, along the  
28 south line of the northeast half of Section 4 to the southeast corner  
29 of the northeast quarter of said Section 4, (19) north  $\frac{1}{2}$  mile, more  
30 or less, along the east line of said northeast quarter of Section 4 to  
31 the southwest corner of Section 34, Township 3 North, Range 9  
32 East, (20) east 1 mile, more or less, along the south line of Section  
33 34 to the southeast corner thereof, (21) south, along the west line  
34 of Section 2, Township 2 North, Range 9 East, to the center of the  
35 Bellota River Road, (22) northeasterly along the center of said  
36 road to the east line of the northwest quarter of said Section 2, (23)  
37 north along said east line of the northwest quarter of said Section  
38 2 to the southwest corner of the southeast quarter of Section 35,  
39 Township 3 North, Range 9 East, (24) east  $\frac{5}{16}$  mile, more or less,  
40 along the south line of Section 35 to the center of the Bellota River

~~Road, (25) northeasterly  $\frac{3}{4}$  mile, more or less, along the center of said Road to a point on the south line of the north half of Section 36, Township 3 North, Range 9 East, Mount Diablo Base and Meridian, (26) east 518 mile, more or less, along the south line of said north half of Section 36, and common boundary to the county line between San Joaquin and Stanislaus Counties, said point being the northeast corner of the southeast quarter of Section 36, Township 3 North, Range 9 East, Mount Diablo Base and Meridian to the point of beginning, containing 20,916 acres more or less.~~

~~(b) Not later than July 1, 2004, the Board of Directors of Stockton-East Water District shall adjust the boundaries of each division within the district to include the land described in subdivision (a) within an existing division, in accordance with applicable law.~~

~~SEC. 6. Notwithstanding Section 17610 of the Government Code, if the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code. If the statewide cost of the claim for reimbursement does not exceed one million dollars (\$1,000,000), reimbursement shall be made from the State Mandates Claims Fund.~~

*SEC. 4. The Legislature finds and declares that, because of the unique circumstances applicable only to the Eastern Water Alliance Joint Powers Agency, a statute of general applicability cannot be enacted within the meaning of subdivision (b) of Section 16 of Article IV of the California Constitution. Therefore, this special statute is necessary.*

*SEC. 5. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because a local agency or school district has the authority to levy service charges, fees, or assessments sufficient to pay for the program or level of service mandated by this act, within the meaning of Section 17556 of the Government Code.*